THE HONOURABLE SRI JUSTICE GODA RAGHURAM

WRIT PETTION NO.21123 OF 2006

BETWEEN:

G.Manikyappan son of Buchappa

…Petitioner

vs.

The District Collector, Ranga Reddy and others

..Respondents

THE HONOURABLE SRI JUSTICE GODA RAGHURAM

WRIT PETTION NO.21123 OF 2006

ORAL ORDER

Petitioner's lands are proposed for acquisition. Urgency clause has not been invoked. Notices in Form-3 calling for objections and for their consideration in an enquiry under Sec.5-A of the Land Acquisition Act,1894 have been issued to the petitioner on 01-08-2006. The petitioner states that no decision has been taken on the objections lodged by the petitioner on 25-08-2006 and that he apprehends that the respondent would dispossess him even without deciding on his objections. No declaration under Sec.6 of the Act is pleaded to have issued.

In the circumstances, the writ petitioner's apprehensions are without foundation. The respondents will not be entitled to dispossess the petitioner from the lands in question. Unless a decision is taken on the objections lodged by the petitioner on 25-08-2006, the decision so taken by the competent authority and the decision communicated to the petitioner by registered post with acknowledgment due, only thereafter a declaration under Sec.6 of the Act be issued and thereafter further proceedings for acquisition pursued.

In the circumstances there appears no foundation to the petitioner's apprehension. The writ petition is misconceived and is accordingly dismissed. No order as to costs.

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GODA RAGHURAM,J

6th DECEMBER 2006

***TSNR**